

FILED

DEC 18 2019

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
MIDLAND-ODESSA DIVISION

CLERK, U.S. DISTRICT CLERK
WESTERN DISTRICT OF TEXAS
BY SG DEPUTY

UNITED STATES OF AMERICA,
Plaintiff,

CRIMINAL NO.
INDICTMENT

MO19CR.260

V.

JOHN GENE MITCHELL,
Defendant.

[Vio: 21 U.S.C. § 841(a)(1)-
Possession With Intent to
Distribute a Controlled
Substance
18 U.S.C. § 922(g)(1)
Felon in possession of a firearm]

THE GRAND JURY CHARGES:

COUNT ONE

[21 U.S.C. §§ 841(a)(1) & 841(b)(1)(B)]

That on or about November 21, 2019, in the Western District of Texas, the Defendant,

JOHN GENE MITCHELL,

unlawfully, knowingly, and intentionally possessed with intent to distribute a controlled substance, which offense involved five (5) grams or more of actual methamphetamine, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

SERIOUS DRUG FELONY

Before the Defendant, **JOHN GENE MITCHELL**, committed the offense charged in this case, the Defendant was convicted of Conspiracy to Distribute 50 grams and more of Methamphetamine and Attempt to Possess with Intent to Distribute 500 grams and more of a Mixture and substance containing Methamphetamine, on or about January 12, 2006, in the District of New Mexico in 2:04-CR-01313-013RB, a serious drug felony, for which the Defendant served a term of imprisonment of more than 12 months, and for which the Defendant's release from any term of imprisonment was within 15 years of the commencement of the instant offense.

COUNT TWO
[18 U.S.C. §§ 922(g)1]

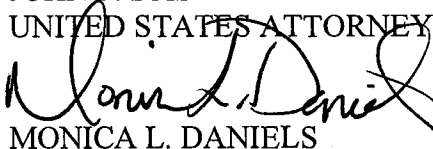
Beginning on or about November 5, 2019 and continuing until on or about November 12, 2019, in the Western District of Texas, the Defendant,

JOHN GENE MITCHELL,

knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed a firearm, to wit: a Savage .22 Caliber Rifle and Ruger .40 Caliber Handgun, and the firearms were in and affecting commerce, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

A TRUE BILL.

**Original signed by the
foreperson of the Grand Jury**

JOHN F. BASH
UNITED STATES ATTORNEY

MONICA L. DANIELS
Assistant United States Attorney